

DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name: I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention (Design, if applicable) entitled:

MICRO-MACHINED HOT-WIRE FLOW SENSOR FOR SPIROMETER

the specification of which (check one):

☒ is attached hereto; or ☐ was filed on:

as U.S. Application Number or PCT International Application Number:

and (if applicable) was amended on:

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56. I hereby claim foreign priority benefit under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

| PRIOR FOREIGN APPLICATION(S) | | | PRIORITY CLAIMED | |
|------------------------------|---------|----------------------|------------------|----|
| Number | Country | Day/Month/Year Filed | Yes | No |
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☐ Additional Priority Application(s) Listed on Following Page(s)

| I HEREBY CLAIM THE BENEFIT UNDER TITLE 35 U.S. CODE § 119(E) OF ANY U.S. PROVISIONAL APPLICATIONS LISTED BELOW | |
|--|----------------------|
| Application Number | Day/Month/Year Filed |
| | |

☐ Additional Provisional Application(s) Listed on Following Page(s)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating The United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the above prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application:

| Application Number | Filing Date | Status - Patented, Pending or Abandoned |
|--------------------|-------------|---|
| | | |
| | | |

☐ Additional US/PCT Priority Application(s) Listed on Following Page(s)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY. I (We) hereby appoint as my (our) attorney(s), with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Bruce H. Troxell, Reg. No. 26,592

I (we) authorize my (our) attorney(s) to accept and follow instructions from _____ regarding any matter related to the preparation, examination, grant and maintenance of this application, any continuation, continuation-in-part or divisional based thereon, and any patent resulting therefrom, until I (we) or my (our) attorney(s) withdraw this authorization in writing.

SEND CORRESPONDENCE TO:

BRUCE H. TROXELL
3205 LEESBURG PIKE, SUITE 1404
FALLS CHURCH, VA 22041

TELEPHONE CALLS TO:
BRUCE H. TROXELL
(703) 575-2711

| | | |
|-------------------------------------|---|---|
| FULL NAME OF FIRST OR SOLE INVENTOR | Lin CHII-WANN | IDENTITY OF R.O.C. |
| RESIDENCE ADDRESS | 3rd Fl., No. 1, Alley 5, Lane 266, Shih-Tung Rd., Taipei, Taiwan, R.O.C. | POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW |
| DATE | Nov. 20, 2001 | SIGNATURE Lin-CHII-WANN |

See following page(s) for additional joint inventors.

CONTINUATION OF DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

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| PRIOR FOREIGN APPLICATION(S) | | | PRIORITY CLAIMED | |
|------------------------------|---------|----------------------|------------------|----|
| Number | Country | Day/Month/Year Filed | Yes | No |
| | | | | |
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| PRIOR PROVISIONAL APPLICATIONS 35 U.S. CODE § 119(E) | | |
|--|-------------|---|
| Application Number | Filing Date | Status - Patented, Pending or Abandoned |
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| PRIOR U.S. OR PCT INTERNATIONAL APPLICATIONS (35 U.S. CODE § 120) | | |
|---|-------------|---|
| Application Number | Filing Date | Status - Patented, Pending or Abandoned |
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|---|---|
| Full Name of Joint Inventor <u>CHIO, JYH-PERUNG</u> | Citizenship <u>R.O.C.</u> |
| Residence Address <u>No. 213, San-Chung Rd., San-Chi Tshun, Tung-San Hsiang, Yi-Lan Hsien, Taiwan, R.O.C.</u> | Post Office Address is the Same as Residence Address Unless Otherwise Shown below |
| Date <u>Nov. 20, 2001</u> | Signature <u>CHIO, JYH-PERUNG</u> |

| | |
|---|---|
| Full Name of Joint Inventor <u>KUO, TB-SOAN</u> | Citizenship <u>R.O.C.</u> |
| Residence Address <u>No. 18, Alley 5, Lane 30, Chou-San Rd., Taipei, Taiwan, R.O.C.</u> | Post Office Address is the Same as Residence Address Unless Otherwise Shown below |
| Date <u>Nov. 20, 2001</u> | Signature <u>KUO, TB-SOAN</u> |

| | |
|-----------------------------|---|
| Full Name of Joint Inventor | Citizenship |
| Residence Address | Post Office Address is the Same as Residence Address Unless Otherwise Shown below |
| Date | Signature |

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|-----------------------------|---|
| Full Name of Joint Inventor | Citizenship |
| Residence Address | Post Office Address is the Same as Residence Address Unless Otherwise Shown below |
| Date | Signature |

☐ See following pages for additional joint inventors/priority applications

10003526-120601

Applicant or Patentee: _____ Attorney's
Serial or Patent No.: _____ Docket No. BHT-3134-60
Filed or Issued: MICRO-MACHINED HOT-WIRE FLOW SENSOR FOR SPIROMETER
For: _____

公司名義申請

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS [37 CFR § 1.9(f) and 1.27(b)] · SMALL BUSINESS CONCERN

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:
☐ an official of the small business concern empowered to act on behalf of the
concern identified below:

NEME OF CONCERN _____
ADDRESS OF CONCERN _____

I hereby declare that the above* identified small business concern qualifies as a small business concern as defined in 13 CFR § 121.3 · 18, and reproduced in 37 CFR § 1.9(d), for purposes of paying reduced fees under sections 41(a) and 41(b) of Title 35, United States Code, to the Patent and Trademark Office inasmuch as the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement: (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full · Time, part · Time or temporary basis during each of the pay periods of the fiscal year; and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with respect to the invention described in the above-captioned:

☐ PATENT

☐ APPLICATION

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR § 1.9 (d) or by any concern which would not qualify as small business concern under 37 CFR § 1.9 (d) or a non-profit organization under 37 CFR § 1.9 (e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR § 1.27)

FULL NAME _____ (與合作公司.個人申請名稱)
ADDRESS _____ (地址)

☐ INDIVIDUAL 個人 ☐ SMALL BUSINESS CONCERN 公司 ☐ NON-PROFIT ORGANIZATION 法人

FULL NAME _____ (與合作公司.個人申請名稱)
ADDRESS _____ (地址)

☐ INDIVIDUAL 個人 ☐ SMALL BUSINESS CONCERN 公司 ☐ NON-PROFIT ORGANIZATION 法人

I acknowledge the duty to file, in this application or patent, notification of my change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate [37 CFR 1.28(b)] .

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INDIVIDUAL SIGNATORY APEX MEDICAL CORP. (申請公司.個人名稱)
TITLE OF SIGNATORY OTHER THAN OWNER _____ (申請人頭銜)
ADDRESS OF SIGNATORY _____ (地址)
SIGNATURE (公司負責人簽名 *) Daniel Lee DATE (日期) _____